

**IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,
ex rel. **SARAH BEHNKE,**

Plaintiff-Relator,

V.

**CVS CAREMARK
CORPORATION, *et al.*,**

Defendants.

Civil Action No. 2:14-cv-00824 MSG

JOINT STIPULATION AND [PROPOSED] ORDER

Relator Sarah Behnke (“Relator”), by and through her undersigned attorneys, and CVS Caremark Corp., Caremark Rx, L.L.C. (f/k/a Caremark Rx, Inc.)¹, CaremarkPCS Health, L.L.C., and Silverscript Insurance Company (“Defendants”), by and through their undersigned attorneys, hereby stipulate and agree as follows:

1. The undersigned counsel for Defendants agree on behalf of Defendants to accept service of the Summons and Complaint via electronic mail. Except as to service of process, Defendants expressly reserve the right to challenge the Complaint on any and all grounds.
2. Defendants shall answer or move to dismiss the Complaint by July 31, 2018. If Defendants file a motion to dismiss, any brief in support thereof shall be limited to 30 pages in length.
3. Relator shall file an opposition to any motion to dismiss by October 1, 2018. Any opposition brief filed by Relator shall be limited to 30 pages in length.

¹ The Complaint names this party as CVS Caremark Rx, L.L.C. (f/k/a Caremark Rx. Inc.).

4. Defendants may file a reply in support of any motion to dismiss. Any reply brief shall be filed by October 31, 2018, and shall be limited to 15 pages in length.

WHEREFORE, the parties respectfully request that the Court endorse and enter this Joint Stipulation.

Dated: June 15, 2018

Respectfully submitted,

BERGER & MONTAGUE, P.C.

WILLIAMS & CONNOLLY LLP

/s/ Susan Schneider Thomas

/s/ Craig D. Singer

Susan Schneider Thomas (PA 32799)
1622 Locust Street
Philadelphia, PA 19103
Telephone: (215)875-5711
Email: sthomas@bm.net

Craig D. Singer (PA ID No. 71394)
725 Twelfth Street, N.W.
Washington, DC 20005
Telephone: (202) 434-5000
Facsimile: (202) 434-5029

Counsel for Relator

Counsel for Defendants

SO ORDERED.

Date: _____

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing JOINT STIPULATION AND [PROPOSED] ORDER has been served upon counsel of record by using the Court's electronic filing system ("EFS") on June 15, 2018.

/s/ Susan Schneider Thomas

Susan Schneider Thomas